

RESOLUTIONS

on said machine in such manner that each voter shall vote on such machine for or against the Constitutional Amendment.

Sec. 3. The Governor shall issue the necessary proclamation for said election and have the same published as required by the Constitution and Laws of this State.

Passed the House, June 2, 1947: Yeas 116, Nays 0; passed the Senate, June 5, 1947: Yeas 27, Nays 0.

Approved June 17, 1947.

To be voted at election to be held Nov. 1948.

CONSTITUTIONAL AMENDMENT—SHERIFFS, ETC.— COMPENSATION

H. J. R. No. 36

Proposing an Amendment to Section 61, Article XVI of the Constitution of the State of Texas so as to provide that all sheriffs, deputy sheriffs, county law enforcement officers including sheriffs who also perform the duties of assessor and collector of taxes, and their deputies, constables, deputy constables, and precinct law enforcement officers shall be compensated on a salary basis in all of the counties in this State beginning January 1, 1949; providing for submission of this Amendment to the vote of the people of Texas; providing the time, means and manner thereof.

Be it resolved by the Legislature of the State of Texas:

Section 1. That Section 61, Article XVI of the Constitution of the State of Texas be amended so as to read as follows:

"Sec. 61. All district officers in the State of Texas and all county officers in counties having a population of twenty thousand (20,000) or more, according to the then last preceding Federal Census, shall be compensated on a salary basis. In all counties in this State, the Commissioners Courts shall be authorized to determine whether precinct officers shall be compensated on a fee basis or on a salary basis, with the exception that it shall be mandatory upon the Commissioners Courts, to compensate all constables, deputy constables and precinct law enforcement officers on a salary basis beginning January 1, 1949; and in counties having a population of less than twenty thousand (20,000), according to the then last preceding Federal Census, the Commissioners Courts shall also have the authority to determine whether county officers shall be compensated on a fee basis or on a salary basis, with the exception that it shall be mandatory upon the Commissioners Courts to compensate all sheriffs, deputy sheriffs, county law enforcement officers including sheriffs who also perform the duties of assessor and collector of taxes, and their deputies, on a salary basis beginning January 1, 1949.

"All fees earned by district, county and precinct officers shall be paid into the county treasury where earned for the account of the proper fund, provided that fees incurred by the State, county and any municipality, or in case where a pauper's oath is filed, shall be paid into the county treasury when collected and provided that where any officer is compensated wholly on a fee basis such fees may be retained by such officer or paid into the treasury of the county as the Commissioners Court may direct. All Notaries Public, county surveyors and public weighers shall continue to be compensated on a fee basis."

Sec. 2. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of this State at an election to be held on the date fixed by law for the General Election in November, A. D. 1948, at which all ballots shall have printed thereon:

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"FOR the Constitutional Amendment of Section 61, Article XVI of the Texas Constitution providing that all sheriffs, deputy sheriffs, constables, deputy constables and other law enforcement officers shall be compensated on a salary basis"; and

"AGAINST the Constitutional Amendment of Section 61, Article XVI of the Texas Constitution providing that all sheriffs, deputy sheriffs, constables, deputy constables and other law enforcement officers shall be compensated on a salary basis."

Each voter shall scratch out one of said clauses on the ballot, leaving the one expressing his vote on the proposed Amendment. In counties or other subdivisions using voting machines, the above provision for voting for and against this Constitutional Amendment shall be placed on said machine and each voter shall vote on such machine for or against the Constitutional Amendment.

Sec. 3. The Governor shall issue the necessary proclamation for said election and have the same published as required by the Constitution and laws of this State.

Adopted by the House, April 8, 1947: Yeas 111, Nays 9; adopted by the Senate, June 5, 1947: Yeas 21, Nays 7.

Approved June 17, 1947.

To be voted at election to be held Nov. 1948.

CONSTITUTIONAL AMENDMENT—JUDGES AND COMMISSIONERS —RETIREMENT AND COMPENSATION

H. J. R. No. 39

Proposing an Amendment to Article 5 of the Constitution of the State of Texas by adding a new Section thereto to be known as Section 1-a, authorizing the Legislature to provide for the retirement and compensation of Judges and Commissioners of Appellate Courts and Judges of District and Criminal District Courts on account of length of service, age or disability, and for their reassignment to active duty where and when needed; providing for the submission of the Amendment to the voters of this State; and providing for the necessary proclamation and publication.

Be it resolved by the Legislature of the State of Texas:

Section 1. That Article 5 of the Constitution of the State of Texas be amended by adding thereto a new Section to be known as "Section 1-a," which shall read as follows:

"Sec. 1-a. The Legislature shall provide for the retirement and compensation of Judges and Commissioners of the Appellate Courts and Judges of the District and Criminal District Courts on account of length of service, age or disability, and for their reassignment to active duty where and when needed."

Sec. 2. The foregoing Constitutional Amendment shall be submitted to the qualified voters of the State of Texas at an election to be held on the second day of November, 1948, at which election all voters favoring such proposed Amendment shall write or have printed on their ballots the words:

"FOR the Amendment to the Constitution of the State of Texas authorizing the Legislature to provide for the retirement and compensation of Judges and Commissioners of the Appellate Courts and Judges of the District and Criminal District Courts of this State on account of length of service, age or disability and for their reassignment to active duty where and when needed."